

# EXHIBIT 1

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
Civ No. 12-cv-6608 (KPC)

ALEXANDER :  
INTERACTIVE, INC., :  
ALEXANDER SCHMELKIN, :  
and JOSH LEVINE, :

Plaintiffs, :

vs. :

DEPOSITION OF:

ADORAMA, INC., : ALEXANDER SCHMELKIN  
ADORAMA ENTERPRISES, :  
LLC, EUGENE :  
MENDLOWITS, and : VOLUME II  
MENDEL MENDLOWITS, :

Defendants. :

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\*\*CONTAINS HIGHLY CONFIDENTIAL PORTION BOUND SEPARATELY\*

TRANSCRIPT of the stenographic notes  
of the proceedings in the above-entitled  
matter, as taken by and before  
CAROLYN CHEVANCE, a Shorthand Reporter, and  
Notary Public of the State of New Jersey, held  
at the office of Curtis, Mallet-Prevost, Colt &  
Mosle LLP, 101 Park Avenue, New York, New  
York, on October 30, 2013, commencing at 9:16  
a.m.  
Reporter: Carolyn Chevance  
Job 67523

<p style="text-align: right;">Page 471</p> <p>1 ALEXANDER SCHMELKIN - HIGHLY CONFIDENTIAL</p> <p>2</p> <p>3 Q Who is the -- who are the</p> <p>4 shareholders of Alexander Interactive?</p> <p>5 A Myself and my business partner Josh</p> <p>6 Levine.</p> <p>7 Q There are no other business</p> <p>8 partners?</p> <p>9 A Correct. No partners. No other</p> <p>10 owners.</p> <p>11 Q Who are the shareholders of Amicon,</p> <p>12 if you know?</p> <p>13 A I believe that Amit Shinde is a</p> <p>14 substantial, if not all, shareholder of Amicon.</p> <p>15 I know and I've heard previous</p> <p>16 mentions of other family members of his being</p> <p>17 involved in the business.</p> <p>18 I know his sister worked for him.</p> <p>19 I don't know if she is an owner, but I know Amit</p> <p>20 is certainly an owner.</p> <p>21 Q Are you an owner of Amicon?</p> <p>22 A No.</p> <p>23 Q Are you an officer?</p> <p>24 A No.</p> <p>25 Q Are you a director?</p>	<p style="text-align: right;">Page 472</p> <p>1 ALEXANDER SCHMELKIN - HIGHLY CONFIDENTIAL</p> <p>2 A No.</p> <p>3 Q Is Mr. Levine an owner of any</p> <p>4 shares of Amicon?</p> <p>5 A No. It's a company in Mumbai where</p> <p>6 we are not an owner.</p> <p>7 Q In Mumbai?</p> <p>8 A In India.</p> <p>9 Q In India.</p> <p>10 Is Mr. Levine an officer or</p> <p>11 director of Amicon, to your knowledge?</p> <p>12 A No.</p> <p>13 Q Are either of you two employees of</p> <p>14 Amicon?</p> <p>15 A No.</p> <p>16 Q To your knowledge do you have any</p> <p>17 -- strike that.</p> <p>18 Do you have any access to the</p> <p>19 proprietary server on -- that hold Amicon's</p> <p>20 business files, to your knowledge?</p> <p>21 A No, we don't.</p> <p>22 Q Do you have any right to access any</p> <p>23 of their hardcopy or digital files located in</p> <p>24 Mumbai or in Amicon's custody or control?</p> <p>25 A No.</p>
<p style="text-align: right;">Page 473</p> <p>1 ALEXANDER SCHMELKIN - HIGHLY CONFIDENTIAL</p> <p>2 Q To your knowledge?</p> <p>3 A No.</p> <p>4</p> <p>5 (Conclusion of the portion of the</p> <p>6 transcript designated Highly Confidential.)</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 474</p> <p>1 ALEXANDER SCHMELKIN</p> <p>2 MR. SHEPPE: You just learned that</p> <p>3 Amicon was in India?</p> <p>4 MS. SAVAGE: No. I'm expressing my</p> <p>5 sarcastic surprise for the record. You</p> <p>6 just discovered that they actually exist</p> <p>7 and you could have served them with a</p> <p>8 production request before the deadline?</p> <p>9 I'm finished with my questioning.</p> <p>10 We are off the record.</p> <p>11 THE VIDEOGRAPHER: The time is</p> <p>12 12:56 p.m. We are off the record.</p> <p>13 (A short break is taken.)</p> <p>14 THE VIDEOGRAPHER: Time is</p> <p>15 12:57 p.m. Back on the record.</p> <p>16 MS. SAVAGE: We reserve the right</p> <p>17 to have Mr. Schmelkin review and edit his</p> <p>18 transcript pursuant to the Federal Rules of</p> <p>19 Civil Procedure.</p> <p>20 THE VIDEOGRAPHER: The time is</p> <p>21 12:57 p.m. This completes tape number two,</p> <p>22 volume two of the continued videotaped</p> <p>23 deposition of Mr. Alex Schmelkin.</p> <p>24 (Deposition was concluded at 12:55</p> <p>25 p.m.)</p>